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OFFICE OF PETITIONS

In re Application of

Riedel et al.

Application No.: 09/972385

Filing or 371(c) Date: 10/05/2001

Attorney Docket Number:

10014506-1

ON PETITION

This is a decision on the correspondence filed March 16, 2007, asserting that the final office action was never received, and requesting re-mailing thereof. The correspondence is properly treated as a Petition to Withdraw Holding of Abandonment under 37 C.F.R. 1.181.

This Petition is hereby granted.

The above-identified application became abandoned for failure to timely and properly reply to the final Office action, mailed February 3, 2006. The Office action set a three (3) month period for reply. No reply having been received, the application became abandoned on May 4, 2006. A Notice of Abandonment was mailed December 12, 2006.

With the instant petition, Applicant has demonstrated non-receipt of the Office Action by a preponderance of the evidence.

In view of the foregoing, the petition is granted. The holding of abandonment is hereby withdrawn.

No petition fee has been charged and none is due.

The application will be referred to Technology Center Art Unit 2137 for re-mailing of the Office action.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3232.

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